

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

DR 1999-004644

09/25/2003

HONORABLE RAYMOND P. LEE

CLERK OF THE COURT
S. Smith
Deputy

IN RE THE MARRIAGE OF
THOMAS P OREILLY

FILED: 10/01/2003

CLAYTON W PLOTKIN

AND

VICKI OREILLY

JOHN R ZARZYNSKI

MINUTE ENTRY

This matter was taken under advisement following Evidentiary Hearing re: Custody, Support and Parental Access.

Prior to evidence presented to the Court, certain Stipulated Agreements are entered into the record by counsel on behalf of the parties.

Pursuant to Stipulation, the parties agree as follows:

1. Father shall pay health care insurance for the minor children, Dylan O'Reilly, Eileen O'Reilly, and Neal O'Reilly in the total amount of \$179.40 per month.
2. Each party shall be entitled to 130 days visitation credit annually for the child who lives primarily with the other parent. Consequently, Thomas O'Reilly shall receive 130 days visitation credit for the minor children, Eileen and Neal, who live primarily with Mother; Vicki O'Reilly shall receive 130 days visitation credit for Dylan, who lives primarily with Father.

The Court has considered the evidence, testimony and exhibits admitted into evidence.

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THE COURT MAKES THE FOLLOWING FINDINGS AND ORDERS:

1. Mother shall be designated as the primary residential parent of Eileen O'Reilly and Neal O'Reilly.
2. Father shall be designated as the primary residential parent of Dylan O'Reilly.
3. The award of primary custody of Dylan to Father reflects the informal living arrangements that the parties have exercised since September 2002.

THE COURT FINDS that Father's income is \$7,225.00 per month. The Court further determines that overtime payments will be substantially reduced due to a change in Father's obligations. It is further determined that overtime attributable to Father is \$1,333.00 annually, a 2/3 reduction of earlier overtime earnings.

THE COURT FINDS Mother's earnings to be \$1,200.00 per month. The Court takes judicial notice of the recent downturn in the economy and finds that Mother acted reasonably under the prevailing circumstances.

The Court declines to readjust the tax exemption that the parties claim on their Federal and State income tax returns. At such time as the eldest child, Eileen, is emancipated, Father shall claim both of the remaining minor children as tax exemption in alternating years with the parties to split the tax exemption in the alternate year.

The Court has considered the factors in A.R.S. §25-320 and the Court's findings are reflected in the child support worksheet which is incorporated herein by reference.

Accordingly,

IT IS ORDERED that Petitioner/ Father shall pay Respondent/Mother the amount of \$600.54 per month as and for child support. The Court notes that Father's obligation is \$627.92. Mother's obligation is \$29.63, providing the offset results in the net amount due and owing for child support to be paid through the Child Support Clearinghouse, P.O. Box 52107, Phoenix, Arizona 85072-2107, pursuant to an Order of Wage Assignment.

FILED: Child Support Worksheet, Order of Assignment